

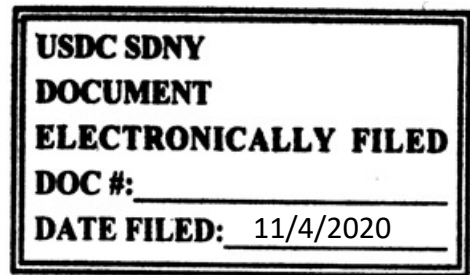
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November 3, 2020

## Via Electronic Filing

The Honorable Stewart D. Aaron  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
Courtroom 21A  
New York, NY 10007-1312

ENDORSEMENT: The parties shall file another joint letter regarding the status of discovery on January 6, 2021. The Clerk of Court is directed to terminate the Letter Motion at ECF No. 25. SO ORDERED.

Dated: November 4, 2020

**Re: Rochez, et ano. v. BJ's Wholesale Club Inc.**  
**1:20-cv-03066-SDA**

Dear Judge Aaron:

Our office represents the defendant, BJ's Wholesale Club, Inc., in the above-referenced action. We submit this joint discovery letter - which has been reviewed and approved by plaintiffs' counsel - pursuant to Your Honor's initial Case Management Plan dated May 13, 2020.

All parties have responded to paper discovery and there are presently no outstanding demands for documents or authorizations. Our office plans to soon serve Post-Deposition Demands upon plaintiffs' counsel, to which plaintiffs will respond within thirty (30) days. One of the plaintiffs, Magdalena Rochez, was deposed on October 21, 2020. At the end of Mrs. Rochez's deposition, plaintiffs' counsel advised that they would evaluate whether they would continue to pursue a derivative claim in the name of Mrs. Rochez's husband, German Rochez. If so, German Rochez will be produced for a deposition on or before December 1, 2020. The deposition of a witness from BJ's is currently scheduled for November 4, 2020. Should Mr. Rochez's derivative claims be pursued, the deposition of a witness from BJ's shall be held soon after Mr. Rochez's deposition but not later than December 18, 2020. Finally, our office is planning on scheduling an orthopedic IME of Mrs. Rochez to be held within the next forty-five (45) days, leaving the parties ample time to complete expert discovery. We currently foresee no obstacles in completing discovery in accordance with Your Honor's initial Case Management Plan issued May 13, 2020.

**MORRISON MAHONEY LLP**

November 3, 2020

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We thank Your Honor for your time and consideration of the instant matter.

Respectfully submitted,

**MORRISON MAHONEY LLP**

***Demi Sophocleous***

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***Robert E. Brann***

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